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ALLEN SNYDER, SIMON WILKINSON

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA -SAN FRANCISCO DIVISION**

MANFRED HACKER,

Plaintiff,

v.

DAVID PETERSCHMIDT, DONALD  
LISTWIN, JOSHUA PACE, STEVEN PETERS,  
AL SNYDER, SIMON WILKINSON,  
KENNETH DENMAN, BO HEDFORS,  
GERALD HELD, MASOOD JABBAR,  
BERNARD PUCKETT,

Defendants,

-and-

OPENWAVE SYSTEMS, INC.,

Nominal Defendant.

CASE NO. 06-CV-03468 MEJ

**STIPULATED JOINDER OF STEVEN  
PETERS AND ~~PROPOSED~~ ORDER RE  
FILING AMENDED COMPLAINT**

**STIPULATED JOINDER**

WHEREAS, on June 20, 2006, several Defendants, nominal Defendant Openwave Systems, Inc. and Plaintiff filed a Stipulation and Proposed Order re the Filing of an Amended Complaint;

WHEREAS, Defendant Steven Peters was not a party to that Stipulation;

WHEREAS, on June 21, 2006, the Court entered an Order adopting the Stipulation and Proposed Order;

WHEREAS, by his undersigned counsel, Defendant Steven Peters accepts service of the Complaint and seeks to join the now-entered Stipulation and Order;

THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the parties hereto, subject to approval of the Court:

A. Defendant Steven Peters joins the Stipulation and Order entered by the Court on June 21, 2006 and shall be deemed a party to that Stipulation and Order.

Dated: June 21, 2006

By: /s/ Shirish Gupta  
Shirish Gupta

MAYER, BROWN, ROWE & MAW LLP

Attorneys for Defendants Don Listwin,  
Joshua Pace, Steven Peters, Dave  
Peterschmidt, Allen Snyder, Simon  
Wilkinson

Dated: June 21, 2006

By: /s/ Amy S. Park  
Amy S. Park (208204)

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Attorneys for Defendants Kenneth  
Denman, Bo Hedfors, Masood Jabbar  
and Bernard Puckett

Dated: June 21, 2006

By: /s/ Jeffrey K. Li  
Jeffrey K. Li (186305)

OPENWAVE SYSTEMS, INC.  
2100 Seaport Boulevard  
Redwood City, CA 94063

Attorney for Defendant Openwave  
Systems, Inc.

Dated: June 21, 2006

By: /s/ Arthur L. Shingler III  
Arthur L. Shingler III (181719)

SCOTT + SCOTT, LLC  
600 B Street, Suite 1500  
San Diego, CA 92101

Attorney for Plaintiff

**ECF CERTIFICATION**

I, Shirish Gupta, am the ECF User whose identification and password are being used to  
file this Stipulated Joinder and [Proposed] Order Re Filing Amended Complaint. In compliance  
with General Order 45.X.B, I hereby attest that the signatories listed above have concurred in this  
filing.

Dated: June 21, 2006

MAYER, BROWN, ROWE & MAW LLP

By: /s/ Shirish Gupta  
Shirish Gupta

**~~PROPOSED~~ ORDER**

Upon Stipulated Joinder, and good cause appearing, it is HEREBY ORDERED THAT:

A. The Stipulated Joinder of Defendant Steven Peters is hereby GRANTED.

B. Defendant Steven Peters shall be deemed a party to the Stipulation and Order entered by the Court on June 21, 2006.

**IT IS SO ORDERED.**

Dated: June 22, 2006 \_\_\_\_\_

